

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION FOUR

AMBER R. MILLER,)	ED103323
)	
Appellant,)	Appeal from the Circuit Court of
)	St. Francois County
v.)	15SF-CC00024
)	
STATE OF MISSOURI,)	Honorable Wendy Wexler-Horn
)	
Respondent.)	Filed: May 3, 2016

Amber Miller ("Movant") appeals from the denial, without an evidentiary hearing, of her Rule 24.035 motion for post-conviction relief. We reverse and remand with instructions.

REVERSED AND REMANDED.

Division Four Holds: "Group pleas" are antithetical to the ideas of justice, due process, and fairness. The mere use of such a practice impinges upon the voluntariness of a defendant's plea, and plea counsel's failure to object to a "group plea" procedure is sufficient, in and of itself, to warrant an evidentiary hearing under a Rule 24.035 post-conviction relief motion

Opinion by: Lisa P. Page, J.

Sherri B. Sullivan, P.J., and Kurt S. Odenwald, J., concur.

Attorney for Appellant: Amanda P. Faerber

Attorney for Respondent: Shaun J. Mackelprang

<p>THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.</p>
